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70 Rec'd PCT/PTO 02 SEP 2004

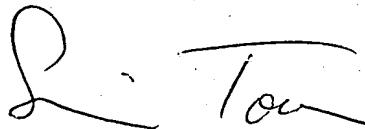
DECLARATION

I, Sabine Frieda Katharina Town, declare that I am a citizen of the Federal Republic of Germany, residing at Waldstraße 45, 82386 Oberhausen, Federal Republic of Germany, that I am fluent in German and English, that I am a competent translator from German into English and that the attached is a true and accurate translation made by me into the English language of International Patent Application No. PCT/EP03/02198 dated 04.03.2003.

I further declare that all statements made herein of my knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that wilful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such wilful false statements may jeopardize the validity of the application or any patent issuing thereon.

I hereby subscribe my name to the foregoing declaration,
this second day of August 2004.

Signature of translator:



Sabine F.K. Town

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WEMMH SB/01 (12-03)

Approved for use through 10/31/2002. OMB 0651-0032

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**DECLARATION FOR UTILITY OR
DESIGN PATENT APPLICATION
(37 CFR 1.63)**

Declaration Submitted With Initial Filing Declaration Submitted after Initial Filing
 OR
 (surcharge 37 CFR 1.16 (e) required)

Attorney Docket Number	WP 21590 US
First Named Inventor	Kuerzinger et al.
COMPLETE IF KNOWN	
Application Number	
Filing Date	
Art Unit	
Examiner Name	

I hereby declare that:

Each inventor's residence, mailing address, and citizenship are as stated below next to their name.

I believe the inventor(s) named below to be the original and first inventor(s) of the subject matter which is claimed and for which a patent is sought on the invention entitled:

Modified oxidic nanoparticle with hydrophobic inclusions and process for producing same

(Title of the Invention)

the specification of which

 is attached hereto

OR

 was filed on (MM/DD/YYYY) as United States Application Number or PCT InternationalApplication Number and was amended on (MM/DD/YYYY) (if applicable).

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56, including for continuation in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under 35 U.S.C. 119 (a)-(d) or (f), or 365(b) of any foreign application(s) for patent, inventor's or plant breeder's rights certificate(s), or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or of any PCT international application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application Number(s)	Country	Foreign Filing Date (MM/DD/YYYY)	Check Only If Priority Not Claimed	Certified Copy Attached?	
				YES	NO
PCT/EP03/02198	Europe	03/04/2003		<input type="checkbox"/>	<input type="checkbox"/>
DE 102 09 744.5	Germany	03/06/2002		<input type="checkbox"/>	<input type="checkbox"/>

 Additional foreign application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

I hereby claim the benefit under U35 USC 119(e) of any United States provisional application(s) listed below.

Application Number(s)	Filing Date (MM/DD/YYYY)	<input type="checkbox"/>	Additional provisional application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.
		<input type="checkbox"/>	

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Under the Paperwork Reduction Act of 1995, no persons are required to a collection of information unless it contains a valid OMB control number.

I hereby claim the benefit under 35 U.S.C. 120 of any United States application(s), or 365(c) of any PCT international application designating the United States of America, listed below, and insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. 112, I acknowledge the duty to disclose information which is material to patentability as defined in 37 CFR 1.56 which became available between the filing date of the prior application and the national or PCT international filing date of this application.

U.S. Parent Application or PCT Number	Parent Filing Date (MM/DD/YYYY)	Parent Patent Number (If applicable)
PCT/EP03/02198	03/04/2003	

Additional U.S. or PCT international application numbers are listed on a supplemental priority data sheet PTO/SB/02B attached hereto.

As a named inventor, I hereby appoint the following registered practitioner(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith:

<input checked="" type="checkbox"/> Customer Number	23690	Place Customer Number Bar Code Label Here
OR		
<input type="checkbox"/> Registered practitioner(s) name/registration number listed below.		

Name	Registration Number	Name	Registration Number

Additional registered practitioner(s) named on supplemental Registered Practitioner Information Sheet PTO/SB/02C attached hereto.

Direct all correspondence to: Customer Number Bar
Code Label 23690 OR Correspondence address below

Name	Brian L. Smiler				
Address	Roche Diagnostics Operations, Inc.				
Address	9115 Hague Road				
City	Indianapolis	State	IN	ZIP	46250
Country	US	Telephone	317-521-3295	Fax	317-521-2883

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under 18 U.S.C. 1001 and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Name of Sole or First Inventor: A petition has been filed for this unsigned inventor.

Given Name (first and middle [if any]) Family Name or Surname

Konrad

Kuerzinger

Inventor's Signature						Date		
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Post Office Address	Alpenstrasse 7A							
Post Office Address								
City	Penzberg	State		ZIP	82377	Country	Germany	

Additional inventors are being named on the 1 supplemental Additional Inventor(s) sheet(s) PTO/SB/02A attached hereto.

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ADDITIONAL INVENTOR(S)
Supplemental Sheet
PTO/SB/02A

Name of Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor.						
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Dragan				Griebel				
Inventor's Signature						Date		
Residence	City	Wurzburg	State		Country	Germany	Citizenship	German
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City	Wurzburg	State		ZIP	97070	Country	Germany	
Name of Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor.						
Given Name (first and middle [if any])				Family Name or Surname				
Albert				Geiger				
Inventor's Signature						Date		
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Post Office Address	Ahomstrasse 66							
Post Office Address								
City	Penzberg	State		ZIP	82377	Country	Germany	
Name of Joint Inventor, if any:		<input type="checkbox"/> A petition has been filed for this unsigned inventor.						
Given Name (first and middle [if any])				Family Name or Surname				
Rupert				Herrmann				
Inventor's Signature						Date		
Residence	City	Weilheim	State		Country	Germany	Citizenship	German
Post Office Address	In der Au 23							
Post Office Address								
City	Weilheim	State		ZIP	82312	Country	Germany	